

Staff Summary Report



Council Meeting Date: 01/10/2008

Agenda Item Number: _____

SUBJECT: Request approval of an addendum to a professional services contract with Superstition Foothills Consulting Services Inc. for plan review and inspections of the Cox Extendable Optical Network (EON) project.

DOCUMENT NAME: 20080110PWDR01 **UNDERGROUND UTILITIES (0810)**
PROJECT NO. 6702711

SUPPORTING DOCS: Yes

COMMENT: Addendum for an amount not to exceed \$59,250, subject to the execution of the final written addendum. The original contract amount of \$90,750, plus approval of this addendum will increase the contract to \$150,000.

PREPARED BY: DONNA RYGIEL, ENG. CONTRACT ADMINISTRATOR (x8520)
JIM BOND, PRINCIPAL CIVIL ENGINEER (x8897)

REVIEWED BY: ANDY GOH, DEPUTY PW MANAGER/CITY ENGINEER (x8896)

LEGAL REVIEW STAFF SUMMARY ONLY: ANDREW CHING, CITY ATTORNEY (x8575)

FISCAL NOTE: Sufficient funds have been appropriated in Capital Improvement Fund No. 6702711. Cox Communications will reimburse the City on a monthly basis for this contract.

RECOMMENDATION: Approve addendum

ADDITIONAL INFO: This addendum is needed to continue plan review and inspections for Cox's deployment of their Extendable Optical Network (EON). The EON project was implemented on September 1, 2006, with a proposed completion during the fourth quarter of 2007. Cox Communications has extended their completion date through the first quarter of 2008.

The fee of \$59,250 was negotiated by staff and is considered reasonable for the scope of services. Cox Communications has agreed to reimburse the City up to the full contract amount.

This approval is conditioned upon execution of final written contract documents and approval of required contract submittals.

Approved by Glenn Kephart, Public Works Manager



8088497

CITY OF TEMPE, ARIZONA
PUBLIC WORKS DEPARTMENT
DIVISION OF ENGINEERING

CONSULTANT AGREEMENT

ADDENDUM NO. ONE

PROJECT NO. 6702711

PROJECT NAME: COX EXTENDABLE OPTICAL NETWORK (EON)

This AGREEMENT made and entered into on the 10th day of January 2008, by and between the CITY OF TEMPE, ARIZONA, a municipal corporation, hereinafter called the CITY and SUPERSTITION FOOTHILLS CONSULTING SERVICES, INC., hereinafter called the CONSULTANT amends the original Agreement made and entered into by and between the same parties on November 2, 2006 (C2006-274).

For and in consideration of the mutual covenants and conditions hereinafter contained, it is agreed by and between the CITY and the CONSULTANT as follows:

I. The original Agreement shall be extended to cover:

Additional construction administration services per Exhibit "A" attached.

II. The services for the extension shall be the same as those stipulated under the original contract.

III. Payment for services described in this Agreement Addendum shall be based on hourly rates established in the original Agreement. Total compensation for services performed shall not exceed \$59,250.00, which shall be payment in full for all labor, equipment, materials and supplies needed to perform these services.

All other provisions of the original contract Schedule of Payment Section shall apply to this Addendum.

Cost Analysis:	<u>Professional Services</u>	<u>Reimbursables</u>	<u>Total</u>
Initial Contract Amount	\$90,750.00	\$0.00	\$90,750.00
Previous Addenda	\$0.00	\$0.00	\$0.00
This Addendum	\$59,250.00	\$0.00	\$59,250.00
NEW CONTRACT AMOUNT			<u>\$150,000.00</u>

IV. The CONSULTANT shall proceed with the work immediately upon execution of this Agreement Addendum and shall be completed by March 31, 2008.

V. All other provisions of the original Agreement where not inconsistent with this Addendum shall remain binding on the parties hereto.

Cox Extendable Optical Network (EON)
Project No. 6702711

IN WITNESS WHEREOF, the parties hereto have executed this Agreement this _____ day
of _____, 2008.

CITY OF TEMPE, ARIZONA

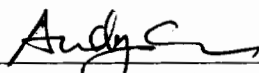
By _____
Mayor

By _____
Public Works Manager

ATTEST:

City Clerk

Recommended By:



Deputy PW Manager/City Engineer

APPROVED AS TO FORM:

City Attorney

The CONSULTANT warrants that the person who is signing this Agreement on behalf of the CONSULTANT is authorized to do so and to execute all other documents necessary to carry out the terms of this Agreement.

CONSULTANT
Superstition Foothills Consulting Services, Inc.

Name

Title

Federal I.D. No. /Social Security No.

Certified to be a true and exact copy.

Karen M. Fillmore
Records Specialist

EXHIBIT A

SUPERSTITION FOOTHILLS CONSULTING SERVICES INC.

November 30, 2007

Mr. Jim Bond, P.E.
Principal Civil Engineer
Private Development & Utility Permit Inspections
City of Tempe Public Works
33 East Fifth Street
Tempe, Az.

Subject: ADDENDA # 1
COX EON Project Inspection / Plan Review Services
Project #6702711 / EN A000 8088497
Increase Contract Amount to NTE: \$150,000.00

Dear Jim;

This Addenda #1 addresses additional time and work estimated by COX EON Project Representative on July 9, 2007. It is now estimated that this project will extend through the 1st quarter of 2008, at about the same work effort as present.

Therefore, Superstition Foothills Consulting Services, Inc. (SFCSI) is submitting this proposal, for Addenda #1, to **increase the existing contract amount of \$90,750.00 by \$59,250.00**. This increase represents an additional 99 workdays at 7 hours per day for a total of 693 manhours of utility inspection and plan review services at the contract rate of \$62.50 per hour.

In addition, we request the **Contract Time be extended 141 calendar days, from November 11, 2007 to March 31, 2008.**

The terms of the initial contract, entered into on Nov. 16, 2006, will remain the same.

Best Regards,



Peggy Owen
SFCSI President
CC: File COT-0601

